

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18187 of 2016

Arising Out of PS.Case No. -474 Year- 2015 Thana -HAJIPUR District- VAISHALI(HAJIPUR)

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1. Arbind Kumar @ Arbind Rai Son of Late Nawal Rai
 2. Sanjeet Rai Son of Late Nawal Rai
 3. Sonu Kumar Son of Shree Hari Narayan Rai
 4. Chhotu Rai Son of Shree Dayanand Rai
 5. Dayanand Rai Son of Shree Ram Naresh Rai All the resident of village - Karnpura, P.S. Ganga Bridge, District - Vaishali

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Ranjan Kumar

For the Opposite Party/s : Mr. Md. Arif(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 27-04-2016 Heard learned counsels for the petitioners and the State.

The petitioners are apprehending arrest in a case registered for the offences punishable under Sections 147,148,149,341,352,332,353,307,504,506,427,379,115,290 and 368 of the Indian Penal Code, section 27 of the Arms Act and section 40 of Bihar minor Mineral Concession Rules, 1972.

The prosecution case is that on information being received by the police that illegal mining is going on, raid was laid when three loaded tractors with two drivers were arrested. The apprehended accused suggested the name of Shivchandra Rai and his son namely Vinay Kumar. Thereafter, one tractor loaded with

minerals was intercepted, in the meantime, the mob attacked the police force.

It is submitted by the learned counsel for the petitioners that the accusation is against the mob. The petitioners are in no way connected with the seized tractors. Statement has been made in paragraph 3 of the petition that the petitioners have no criminal antecedent. More over, similarly situated accused Upendra Singh has been granted anticipatory bail vide Cr. Misc. No. 50389 of 2015.

Considering the aforesaid facts, let the above named petitioners be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Vaishali at Hajipur in connection with Hajipur Town P.S. Case No. 474 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Anil/-

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